

Mississippi Public Service Commission



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NOTICE OF EX PARTE PRESENTATION (47 C.F.R. § 1.1204(10))

October 28, 2008

The Honorable Kevin Martin, Chairman
The Honorable Deborah Taylor Tate, Commissioner
The Honorable Michael Copps, Commissioner
The Honorable Jonathan Adelstein, Commissioner
The Honorable Robert McDowell, Commissioner

Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

**RE: NARUC MOTION/REQUEST FOR PUBLIC COMMENT ON
RECENTLY CIRCULATED "REPORT AND ORDER, ORDER ON
REMAND, AND FURTHER NOTICE OF PROPOSED RULEMAKING" ON
UNIVERSAL SERVICE AND INTERCARRIER COMPENSATION
REFORM.**

*In the Matter of Developing a Unified Intercarrier Compensation Regime, CC
Docket No. 01-92, In the Matter of Petition of AT&T Inc. for Interim Declaratory
Ruling and Limited Waivers Regarding Access Charges and the ESP Exemption,
CC Docket No. 08-152, In the Matter of IP-Enabled Services, WC Docket No. 04-
36, In the Matter of Universal Service Contribution Methodology, WC Docket No.
06-122, In the Matter of Petition for Declaratory Ruling Filed by CTIA, WT
Docket No. 05-194, In the Matter of Jurisdictional Separations & Referral to the
Federal-State Joint Board, CC Docket No. 80-286*

Commissioners:

The Mississippi Public Service Commission (MPSC) would like to take this opportunity to add its support to the National Association of Regulatory Utility Commissioners (NARUC) Motion/Request for Public Comment on Recently Circulated "Report and Order, Order on Remand, and Further Notice of Proposed Rulemaking" on Universal Service and Intercarrier Compensation Reform in the above Dockets.

The MPSC echoes the sentiment of NARUC and is concerned that the Federal Communications Commission (FCC) is moving in much too expeditious a manner to

“resolve a thirteen billion dollar problem based on insufficient information, an inadequate record, and an incredibly compressed deliberative period.” The MPSC agrees with NARUC that the FCC can easily respond to the *In Re. Core Communications, Inc.*, remand on November 4th as a unique and separate item. Subsequently, the FCC can address the other, very significant issues, after each of the Commissioners has had a chance to fully understand the voluminous draft proposal, solicit public input and create a proper record.

Furthermore, the MPSC requests the FCC espouse a position that will encourage continued growth and expansion of communications infrastructure in rural America. Most Mississippians live and work in rural areas, therefore any proposal that addresses viable funding for broadband access and infrastructure availability for these rural constituents is a concern for the MPSC.

In summary, the MPSC agrees with NARUC’s Motion/Request and moves the FCC to take the following actions:

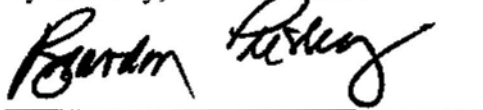
1. Decide the future treatment of compensation for termination of ISP-bound traffic before the November 5th court deadline.
2. Issue a Further Notice of Proposed Rulemaking summarizing the many discrete issues raised in the record and enunciating the FCC’s tentative conclusions and proposed legal theories and factual determinations on each such issue.
3. In view of the breadth of the proposed action, provide interested parties at least 90-days to consider and comment.

Respectfully submitted,

MISSISSIPPI PUBLIC SERVICE COMMISSION


Leonard Bentz, Chairman


Lynn Posey, Vice Chairman


Brandon Presley, Commissioner